

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>Inventor(s):</b> Clifton A. Alferness et al.	<b>Examiner:</b> SZMAL, Brian Scott
<b>Appln. No.:</b> 09/880,576	<b>Group Art Unit:</b> 3736
<b>Filing Date:</b> June 13, 2001	<b>Confirmation No.:</b> 7153
<b>Title:</b> CARDIAC DISEASE TREATMENT AND DEVICE	<b>Customer No.:</b> 25764
	<b>Docket No.:</b> 59013 - 331623

**Mail Stop Amendment**

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

I CERTIFY THAT ON SEPTEMBER 20, 2006, THIS PAPER IS BEING  
TRANSMITTED ELECTRONICALLY TO THE U.S. PATENT AND  
TRADEMARK OFFICE.

  
Elaine Raiten

**AMENDMENT AND RESPONSE**

Sir:

This Amendment is responsive to the Office Action mailed on April 20, 2006, and includes the following sections:

1. Introductory Comments, beginning on page 2,
2. Amendments and Listing of Claims, beginning on page 3, and
3. Remarks, beginning on page 5.

The following documents are also enclosed with this response:

1. Request for Two-Month Extension of Time
2. Terminal Disclaimer
3. Credit Card Payment Form for the extension of time and Terminal Disclaimer fees

Should any additional fee be required for entry of this communication, the Commissioner is authorized to charge our Deposit Account No. 06-0029 and is requested to notify us of the same.

### **INTRODUCTORY COMMENTS**

This communication is responsive to the outstanding Office Action mailed on April 20, 2006. Claims 18 and 32-41 are pending in the current application. In the above-identified Office Action, the Examiner rejected claims 18 and 32-41.

By this Amendment and Response, the Applicant, hereby submits terminal disclaimers to obviate rejections on the ground of nonstatutory obviousness-type double patenting. Additionally, Claim 18 has been amended. Reconsideration and allowance of claims 18 and 32-41 in view of these terminal disclaimers, the claim amendments, and the accompanying Remarks is respectfully requested.